

REMARKS

Election/Restriction Requirement

The Examiner is requiring an election of inventions under 35 U.S.C. 121. Applicants hereby elect with traverse to prosecute Claims 1-18 and 23-43, drawn to polynucleotides, vectors and host cells encoding levopimaradiene synthase, and Claims 19-22 and 44-67 are hereby cancelled without prejudice or disclaimer. Applicants reserve the right to file a divisional application for these claims at a later date.

Change of Correspondence Address

Applicants respectfully request that all papers pertaining to the above-captioned patent application be directed to Customer No. 31625 and all telephone calls should be directed to Michelle M. LeCointe at 512.322.2580. Applicants also enclose a Change of Correspondence Address and a copy of the Revocation and Power of Attorney that was previously filed with the U.S. Patent and Trademark Office on July 28, 2004.

CONCLUSION

Applicants have now made an earnest effort to place this case in condition for examination and allowance. Applicants respectfully request reconsideration of the application and allowance of the pending claims.

Applicants believe no further fee is due, however, the Commissioner is hereby authorized to charge any fees to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2580.

Respectfully submitted,

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Date: August 3, 2004

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